

Page 1 of 2 PCT
Applicants: Balkrishna Bhat, et al.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 10/521,006

Filed: January 7, 2005

For: NUCLEOSIDE DERIVATIVES AS INHIBITORS OF
RNA-DEPENDENT RNA VIRAL POLYMERASE

Art Unit: To Be Assigned

Examiner: To Be Assigned

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97**

Sir:

1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).

2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.

4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By John B. Burt Date 3/29/2005

INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

RELATED APPLICATION		
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE
10/517,294	December 7, 2004	21124YP

If this is inconvenient, additional copies will be submitted upon request.

6. In accordance with 37 C.F.R. 1.97, (check one)

the attached information is filed within three months of the filing date of the captioned case.

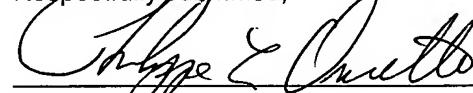
the attached information is filed more than three months after the filing date but prior to the mailing of a first Office Action on the merits.

the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action or Notice of Allowance. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).

the undersigned certifies that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

the undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,



By: Philippe L. Durette

Attorney _____ For Applicant(s)

Reg. No. 35,125

MERCK & CO., INC.

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P.O. Box 2000

Rahway, N.J. 07065-0907

(732)594-4568

Date: March 29, 2005

Substitute for form 1449A/PTO		<i>COMPLETED</i> <i>KNOWN</i>	
INFORMATION DISCLOSURE		Application Number	10/521,006
STATEMENT BY APPLICANT		Filing Date	January 7, 2005
(Use as many sheets as necessary)		First Named Inventor	Balkrishen Bhat, et al
		Group Art Unit	
		Examiner Name	
Sheet	1	of	3
Attorney Docket Number 21135P			

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office	Number	Kind Code (if known)		
10	PCT	WO02/057425			Merck & Co., Inc.	07/25/2002
11	PCT	WO02/32920			Pharmasset Limited	04/25/2002
12	PCT	WO03/093290			Genelabs Technologies, Inc.	11/13/2003
13	PCT	WO02/057287			Merck & Co., Inc.	07/25/2002
14	PCT	WO01/92282			Novirio Pharmaceuticals Limited	12/06/2001
15	PCT	WO01/90121			Novirio Pharmaceuticals Limited	11/29/2001
16	PCT	WO03/051899			Ribapharm Inc.	06/26/2003
17	PCT	WO03/062255			Ribapharm Inc.	07/31/2003
18	PCT	WO03/062256			Ribapharm Inc.	07/31/2003
19	PCT	WO2004/065398			Ribapharm Inc.	08/05/2004

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450. Computer generated form "IDS Form" (IDS Folder), Meier & Co., Inc., 09/05/2003

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE

~~STATEMENT BY APPLICANT~~

MAR 3 1 2005 (use as many sheets as necessary)

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of

3

Attorney Docket Number 21135P

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office	Number	Kind Code (if known)		
20	PCT	WO2004/028481			Genelabs Technologies, Inc.	04/08/2004
21	PCT	WO2004/002999			Idenix (Cayman) Limited	01/08/2004
22	PCT	WO2004/002422			Idenix (Cayman) Limited	01/08/2004
23	PCT	WO2004/046331			Idenix (Cayman) Limited	06/03/2004
24	PCT	WO2003/068244			Merck & Co., Inc./ Isis Pharm	08/21/2003
25	PCT	WO2003/105770			Merck & Co., Inc./ Isis Pharm.	12/24/2003
26	PCT	WO2004/007512			Merck & Co., Inc./ Isis Pharm	01/22/2004
27	PCT	WO2004/009020			Merck & Co., Inc./ Isis Pharm	01/29/2004
28	PCT	WO2004/072090			Merck & Co., Inc.	08/26/2004
29	PCT	WO2004/000858			Merck & Co., Inc./ Isis Pharm	12/31/2003

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<p>Substitute for form 1449B/PTO</p> <p>INFORMATION DISCLOSURE</p> <p>STATEMENT BY APPLICANT</p> <p><i>(use as many sheets as necessary)</i></p>		<p>COMPLETION UNKNOWN</p>	
<p>O P E R A T I O N S C O M M I T T E E</p> <p>MAR 3 1 2005</p>		<p>Application Number</p>	10/521,006
		<p>Filing Date</p>	January 7, 2005
		<p>First Named Inventor</p>	Balkrishen Bhat, et al
		<p>Group Art Unit</p>	
		<p>Examiner Name</p>	
<p>3 of 3</p>		<p>Attorney Docket Number</p>	

NON PATENT LITERATURE DOCUMENTS

Examiner Signature _____ Date Considered _____

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